

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One-Hundredth Legislature

OF THE

STATE OF MAINE

VOLUME II

MAY 12 - JUNE 17, 1961

and

SPECIAL SESSION

NOV. 27 - DEC. 2, 1961

DAILY KENNEBEC JOURNAL

AUGUSTA, MAINE

SENATE

Monday, May 22, 1961

Senate called to order by the President.

Prayer by Rev. Royal Brown of Gardiner.

On motion by Mr. Erwin of York.

Journal of Friday was Read and Approved.

Papers from the House

Bill, "An Act Relating to Number of Aides-de-Camp Appointed by Governor." (H. P. 1168) (L. D. 1613)

Comes from the House referred to the Committee on State Government.

In Senate, referred to the Committee on State Government in concurrence.

COMMUNICATION

State of Maine
HOUSE OF REPRESENTATIVES
Office of the Clerk
Augusta

May 18, 1961

Honorable Chester T. Winslow
Secretary of the Senate
100th Legislature
Sir:

The Speaker of the House has appointed the following Conferees on the part of the House on the disagreeing actions of the two branches of the Legislature on:

Resolve Closing Hayden Brook, Somerset County, to All Fishing. (H. P. 244) (L. D. 358)

Messrs. LANE of Waterville
JALBERT of Lewiston
DRAKE of Bath

Respectfully,

HARVEY R. PEASE
Clerk of the House

State of Maine
HOUSE OF REPRESENTATIVES
Office of the Clerk
Augusta

May 18, 1961

Honorable Chester T. Winslow
Secretary of the Senate
100th Legislature
Sir:

The House has voted to insist and join with a Committee of

Conference and the Speaker of the House has appointed the following Conferees on the part of the House on the disagreeing actions of the two branches of the Legislature on:

Resolve, Providing for Survey to Determine New Projects for Recreational Areas. (S. P. 286) (L. D. 887)

Mr. TURNER of Auburn
Mrs. SMITH of Falmouth
Mr. WINCHENPAW of Friendship

Bill, "An Act Requiring Persons Seventy-five Years of Age to Take Examination for Motor Vehicle Driver's License." (S. P. 387) (L. D. 1197)

Messrs. DUNN of Poland
CHAPMAN of Norway
PHILBRICK of Bangor

Respectfully,

HARVEY R. PEASE
Clerk of the House

Which was read and placed on file.

Senate Papers

Approved by a majority of the Committee on Reference of Bills for Appearance on the Senate Calendar.

Bill, "An Act Permitting St. Francis College to Confer Honorary Degrees." (S. P. 563)

Mr. FARRIS of Kennebec: Mr. President, as I understand this, it is a proposition that can only be introduced by unanimous consent of both branches?

The PRESIDENT: The Chair would inform the Senator that under the new rules, ten percent of the Senate may object.

Mr. FARRIS: Mr. President might I inquire whether this is a measure that would actually require a public hearing or whether it might not be of routine nature where a public hearing might not be necessary.

The PRESIDENT: This was cleared with the Director of Legislative Research and he said that it would not be necessary to have a public hearing. Perhaps the Senator from York, Senator Lovell would like to explain further.

Mr. LOVELL of York: Mr. President and members of the Senate,

last week, the President of St. Francis College in Biddeford and his assistants Father Clarence and Father Frederick came to me and asked to have this bill introduced. They had written to Senator Muskie who said it was a matter for the state legislature. The St. Francis College in Biddeford has some 180 students and they have a catalogue and bulletin which I have here. It is a boys' college and even though it is a Catholic School, they take students of all religions. They are very progressive. Last year they turned down 125 students and they are now planning—this was decided only about a week or ten days ago—to expand their college, and to build a new dormitory and other buildings, and to come under the new plan put out by President Kennedy, they had to get permission from Montreal, I believe, from their headquarters, and they are very anxious in their expansion program—this is a four year liberal arts college which gives a BS degree, and they feel it would be highly beneficial to them to give honorary degrees in the matter of getting donations and what not for the college to progress and be built up in this distressed area, to take care of the number of students that desire to be admitted. I have a card here showing the college which is on the Biddeford Pool Road. The ocean is in the background. I feel it is very beneficial to permit them to do this. They entered it as an emergency bill so they can give a few degrees at their graduation on June 4th. I won't read the entire details of Francis college but I can assure you it is a very worthy college.

Mr. FARRIS: Mr. President, might I inquire as to whether this measure could be kept alive, if a motion were made that the bill be accepted but without referral to a committee?

The PRESIDENT: The Chair will inform the Senator that under suspension of the rules, the bill can be given its two readings and passed to be engrossed without reference to a committee.

Mr. FARRIS: Mr. President, I would move that the bill lie on the table pending printing.

The motion prevailed and the bill was laid upon the table pending printing.

House Committee Reports

Leave to Withdraw—Other Legislation

The Committee on Towns and Counties reported that the following Bills should be granted Leave to Withdraw as they are Covered by Other Legislation:

Bill, "An Act Increasing Salaries of Judge and Associate Judge of Bangor Municipal Court." (H. P. 164) (L. D. 227)

Bill, "An Act Increasing Salary of Register of Deeds of York County." (H. P. 213) (L. D. 308)

Bill, "An Act Relating to Salaries of Certain Officers of Cumberland County." (H. P. 274) (L. D. 388)

Bill, "An Act Increasing Salary of Judge of Western Hancock Municipal Court." (H. P. 368) (L. D. 520)

Bill, "An Act Increasing Salary of Judge and Recorder of Caribou Municipal Court." (H. P. 425) (L. D. 600)

Bill, "An Act Increasing Salaries of County Attorney and Assistant County Attorneys of Cumberland County." (H. P. 783) (L. D. 1066)

Bill, "An Act Increasing Salary of Register of Deeds of Somerset County." (H. P. 860) (L. D. 1174)

Bill, "An Act Increasing Salary of Judge of Livermore Falls Municipal Court." (H. P. 1044) (L. D. 1445)

Bill, "An Act Increasing Salary of Sheriff of Penobscot County." (H. P. 56) (L. D. 97)

Bill, "An Act Increasing Salary of Judge of Northern Cumberland Municipal Court." (H. P. 67) (L. D. 109)

Bill, "An Act Increasing Salaries of Judge and Associate Judge of Bar Harbor Municipal Court." (H. P. 171) (L. D. 234)

Bill, "An Act Increasing Salaries of Judge and Recorder of Presque Isle Municipal Court." (H. P. 371) (L. D. 523)

Bill, "An Act Increasing Salaries of County Officials and Judges

and Recorders of Municipal Courts in Washington County." (H. P. 430) (L. D. 605)

Bill, "An Act Increasing Salary of Register of Probate of Somerset County." (H. P. 556) (L. D. 753)

Bill, "An Act Increasing Salary of Treasurer of Somerset County." (H. P. 559) (L. D. 756)

Bill, "An Act Increasing Salary of Judge and Recorder of Houlton Municipal Court." (H. P. 715) (L. D. 914)

Bill, "An Act Increasing Salaries of Androscoggin County Officials." (H. P. 1043) (L. D. 1444)

Bill, "An Act Increasing Salary of Sheriff of York County." (H. P. 276) (L. D. 390)

Bill, "An Act Increasing Salary of Clerk of Courts of York County." (H. P. 426) (L. D. 601)

Bill, "An Act Increasing Salaries of Judge and Associate Judge of Saco Municipal Court." (H. P. 552) (L. D. 749)

Bill, "An Act Increasing Salaries of Judge and Associate Judge of Kennebunk Municipal Court." (H. P. 644) (L. D. 861)

Bill, "An Act Increasing Salaries of County Officials of Sagadahoc County and Judge and Recorder of Bath Municipal Court." (H. P. 711) (L. D. 923)

Bill, "An Act Increasing Salary of Associate Judge of Auburn Municipal Court." (H. P. 909) (L. D. 1243)

Bill, "An Act Increasing Salaries of Cumberland County Officials and Judges and Associate Judges of Municipal Courts in Cumberland County." (H. P. 912) (L. D. 1246)

Bill, "An Act Increasing Salary of County Treasurer of York County." (H. P. 214) (L. D. 309)

Bill, "An Act Increasing Salary of Sheriff of Somerset County." (H. P. 367) (L. D. 519)

Bill, "An Act Increasing Salary of Judge and Recorder of Fort Fairfield Municipal Court." (H. P. 432) (L. D. 607)

Bill, "An Act Increasing Salary of Judge and Recorder of Northern Aroostook Municipal Court." (H. P. 553) (L. D. 750)

Bill, "An Act Increasing Salary of Judge of Probate of Somerset County." (H. P. 557) (L. D. 754)

Bill, "An Act Increasing Salary of Sheriff of Piscataquis County." (H. P. 852) (L. D. 1166)

Bill, "An Act Increasing Salaries of County Attorney and Assistant County Attorney of Penobscot County." (H. P. 854) (L. D. 1168)

Bill, "An Act Increasing Salaries of Certain County Officials of Kennebec County and Judges and Associate Judges of Municipal Courts." (H. P. 858) (L. D. 1172)

Bill, "An Act Increasing Salaries of County Officials of Waldo Municipal Court." (H. P. 859) (L. D. 1173)

Bill, "An Act Increasing Salary of Register of Deeds and Register of Probate of Androscoggin County." (H. P. 1041) (L. D. 1442)

Bill, "An Act to Increase Salaries of Judge and Recorder of Town of Lincoln Municipal Court, Penobscot County." (H. P. 55) (L. D. 96)

Bill, "An Act Increasing Salaries of County Commissioners of York County." (H. P. 212) (L. D. 307)

Bill, "An Act Increasing Salaries of County Officials of Franklin County." (H. P. 215) (L. D. 310)

Bill, "An Act Increasing Salaries of County Attorney and Assistant County Attorney of Aroostook County." (H. P. 370) (L. D. 522)

Bill, "An Act Increasing Salary of Judge and Recorder of Madawaska Municipal Court." (H. P. 555) (L. D. 752)

Bill, "An Act Increasing the Salary of Clerk of Courts of Somerset County." (H. P. 558) (L. D. 755)

Bill, "An Act Increasing Salary of Register of Probate of York County." (H. P. 712) (L. D. 989)

Bill, "An Act Increasing Salary of Judge of Probate of Penobscot County." (H. P. 857) (L. D. 1171)

Bill, "An Act Increasing Salary of Recorder of Lewiston Municipal Court." (H. P. 1042) (L. D. 1443)

Which reports were Read and Accepted in concurrence.

Referred to 101st Legislature

The Committee on State Government on Recommitted Bill, "An Act to Reimburse Town of Thomaston for Cost of Municipal Services Provided for the State." (H. P.

705) (L. D. 983) reported that the same be Referred to 101st Legislature.

Which report was Read and Accepted in concurrence.

Ought to Pass—New Draft

The Committee on State Government on Recommended Bill, "An Act Relating to Appointment of Director of Indian Affairs." (H. P. 1020) (L. D. 1421) reported that the same Ought to Pass in New Draft, Under title of: An Act Relating to Appointment of Director of Indian Affairs and Planning Board for the Penobscot Tribe. (H. P. 1166) (L. D. 1607)

On motion by Mr. Wyman of Washington, tabled pending acceptance of the report.

Majority—Ought to Pass—in New Draft

Minority—Ought Not to Pass

The Majority of the Committee on State Government on Resolve Proposing an Amendment to the Constitution Providing for Annual Legislative Sessions. (H. P. 209) (L. D. 304) reported that the same Ought to Pass in New Draft, under same title. (H. P. 1163) (L. D. 1604)

(Signed)
Senators:

NOYES of Franklin
LOVELL of York

Representatives:

KIMBALL of Mount Desert
HAUGHN of Bridgton
DOSTIE of Lewiston
NOEL of Waterville

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

(Signed)
Senator:

CHRISTIE of Aroostook

Representatives:

DENNETT of Kittery
WHITMAN of Woodstock
BEARCE of Bucksport

Comes from the House, Majority—Ought to Pass Report Accepted, and Bill Passed to be Engrossed.

In the Senate, on motion by Mr. Noyes of Franklin, the Majority Ought to Pass report was

accepted, the bill read once and tomorrow assigned for second reading.

**Senate Committee Reports
Leave to Withdraw**

Mr. Ferguson from the Committee on Natural Resources on Bill, "An Act Transferring Moose Point State Park to Private Ownership." (S. P. 330) (L. D. 1005) report that the same should be granted Leave to Withdraw.

Which report was Read and Accepted.

Sent down for concurrence.

Second Readers

The Committee on Bills in the Second Reading reported the following:

House

Bill, "An Act Increasing Certain Sheriff Fees." (H. P. 887) (L. D. 1267)

Which was Read a Second Time and Passed to be Engrossed in Concurrence.

Bill, "An Act Authorizing Funds for Construction of Machias Landing Field." (H. P. 1162) (L. D. 1602)

Which was Read a Second Time and Passed to be Engrossed in Non-Concurrence. (Indefinitely Postponed in House)

House—As Amended

Bill, "An Act Creating a District Court to Integrate Activities of Municipal Courts and Trial Justices." (H. P. 1157) (L. D. 1594)

Amended by House Amendment "A" (Filing No. H-294)

Amended by House Amendment "C" (Filing No. H-302)

Which was read a second time, and on motion by Mr. Farris of Kennebec, was laid upon the table pending passage to be engrossed, and especially assigned for later today.

Senate

Resolve, Appropriating Money to Supplement Federal Vocational Funds for Area Education Programs for Apprentices and Other Adult Workers. (S. P. 315) (L. D. 991)

Which was Read a Second Time and Passed to be Engrossed.
Sent down for concurrence.

Enactors

The Committee on Engrossed Bills reported as truly and strictly engrossed the following Bills:

Bill, "An Act Relating to Municipal Ordinance Enactment Procedure." (H. P. 247) (L. D. 361)

Bill, "An Act Clarifying Electricians Licensing Law." (H. P. 821) (L. D. 1136)

(On motion by Mr. Porteous of Cumberland, tabled pending enactment and especially assigned for tomorrow.)

Bill, "An Act Creating the Passenger Tramway Safety Board." (H. P. 1019) (L. D. 1420)

Bill, "An Act Increasing Certain Fees to Registers of Deeds." (H. P. 1140) (L. D. 1569)

Bill, "An Act Relating to Transporting Liquor by Minor in Motor Vehicles." (H. P. 1153) (L. D. 1587)

Bill, "An Act Relating to Zoning in the City of Lewiston." (S. P. 295) (L. D. 906)

(On motion by Mr. Couture of Androscoggin, tabled until later in the day, pending enactment.)

Bill, "An Act Repealing Certain Limitations on Elliottsville Plantation." (S. P. 532) (L. D. 1573)

Bill, "An Act Regulating the Operation of Motor Vessels." (S. P. 549) (L. D. 1595)

Which Bills were Passed to be Enacted.

Mr. NOYES of Franklin presented the following order out of order and moved its passage:

ORDERED, that effective May 22, 1961 the President of the Senate is hereby directed to lay before the Senate on any legislative day, previous orders notwithstanding, such tabled matters as appear on the Senate calendar in the order in which they appear, the exceptions being the Special Highway Appropriations Table and the Special Appropriations Table; further exception being such tabled matters as the majority floor leader and the minority floor leader or the President of the Senate may deem necessary to keep on the

table because of extenuating circumstances.

Mr. COUTURE of Androscoggin: Mr. President, I move that the order lie on the table until later in today's session.

The motion prevailed and the order was so tabled.

The President laid before the Senate the first tabled and specially assigned matter (S. P. 353) (L. D. 1086) Conference Committee report that the Senate Recede and Concur with the House thereby passing the Bill to be Engrossed as Amended by Committee Amendment "A" and Senate Amendment "B" on Bill, "An Act to Clarify the Liquor Laws," which was tabled on May 19th by Mrs. Christie of Aroostook, pending acceptance of Conference Committee Report.

On motion by Mrs. Christie of Aroostook, the Senate voted to accept the report of the Conference Committee.

Thereupon the Senate voted to recede and concur with the House.

Mrs. Christie of Aroostook was granted unanimous consent to address the Senate.

Mrs. CHRISTIE: Mr. President, in last Friday's Bangor News there was a letter which interested me, and because I come from the area which is especially concerned with this, I want to read the letter.

'Editor of Bangor News:

I believe the lowly potato is taken too much for granted by many people. After being stationed at Loring AFB for nearly five years, I too was guilty of this complacent attitude. Since arriving here in Indiana and using the "other" kind of potato, we soon found out that there is a great deal of difference. It took us a while to find out which stores carried the wonderful Maine Spuds and we found that only some of the stores do carry them. Anyway, our table is once more complete. Regardless of the high esteem given to the "other" potatoes from various quarters, we are convinced that there is absolutely no comparison for uniform size, quality, appearance, and, above all, the wonderful firmness. Another trib-

ute to the Maine spud is the fact that in nearly all stores they sell higher than the others. I think what the Maine potato needs is a good shot in the arm in the form of more and wider-spread publicity. We are sold on them, but there are many who do not even know that potatoes are grown in Maine. Let's get with it, folks. It isn't fair to deny people such important knowledge. (Applause)

The PRESIDENT: The Chair thanks the Senator from Aroostook, Senator Christie, for her remarks.

On motion by Mr. Stanley of Penobscot, the Senate voted to take from the table the 20th tabled and unassigned matter, (H. P. 1123) (L. D. 1547) Bill, "An Act Permitting Governor of Penobscot Tribe of Indians to Bring Action for Money Due," which was tabled on May 9th by that Senator pending enactment.

On motion by Mr. Stanley, under suspension of the rules, the Senate voted to reconsider its action whereby the bill was passed to be engrossed.

Mr. Stanley then presented Senate Amendment "B" and moved its adoption.

Senate Amendment "B" was read by the Secretary.

Mr. COUTURE of Androscoggin: Mr. President, I wanted a little more information before action was taken but I see I couldn't even get it. I was up a long time before this went under the hammer.

The PRESIDENT: The Chair will inform the Senator from Androscoggin, Senator Couture, that the amendment has not been adopted as yet. Would the Senator like to have a short recess to discuss it with the Senator from Penobscot, Senator Stanley?

Mr. COUTURE: Yes, Mr. President, I certainly would because I do not want to vote without knowing what is going on here.

(Recess)

Called to order by the President.

The PRESIDENT: The question before the Senate is on the motion

of the Senator from Penobscot, Senator Stanley, that the Senate adopt Senate Amendment "B". Is this the pleasure of the Senate?

Senate Amendment "B" was adopted and the bill was passed to be engrossed as amended in non-concurrence.

On motion by Mr. Bates of Penobscot, the Senate voted to take from the table the 19th tabled item (S. P. 396) (L. D. 1343) bill, "An Act Creating an Administrative Code for State of Maine"; tabled by that Senator on May 9 pending passage to be engrossed; and that Senator presented Senate Amendment A, and moved its adoption.

Which amendment was read and adopted and the bill passed to be engrossed.

Sent down for concurrence.

Mr. NOYES of Franklin: Mr. President, I would move that the Senate resolve itself into a Committee of the Whole for the purpose of discussing procedural matters.

Mr. FARRIS of Kennebec: Mr. President, a point of inquiry. Is it the intention of the maker of this motion that we shall, following our meeting as a Committee of the Whole, then go into regular session again?

The PRESIDENT: The Senator from Kennebec, Senator Farris, poses a question to the Senator from Franklin, Senator Noyes, who man answer if he wishes.

Mr. NOYES of Franklin: Yes.

Thereupon, the motion prevailed and the Senate resolved itself into a Committee of the Whole.

Called to order by the President.

On motion by Mr. Couture of Androscoggin, the Senate voted to take from the table joint order in regard to removing tabled items from the calendar, and on further motion by the same Senator the order received passage.

Mr. STILPHEN of Knox: Mr. President, I would like to inquire if S. P. 554, Order relating to Legislative Research Committee study of Collection of Tolls on North

Haven, Vinalhaven Ferries is in the possession of the Senate?

The PRESIDENT: It is, having been recalled at the request of the Senator from Knox. Senator Stilphen.

Mr. STILPHEN: Mr. President, inasmuch as we passed a bill in the legislature last week which will take care of this whole situation, I move that we now indefinitely postpone the order.

The PRESIDENT: Is it the pleasure of the Senate, under suspension of the rules that we reconsider our action whereby this order received passage?

The motion prevailed, and on further motion by Mr. Stilphen of Knox the order was indefinitely postponed.

On motion by Mr. Farris of Kennebec, the Senate voted to take from the table Bill, "An Act Creating a District Court to Integrate Activities of Municipal Courts and Trial Justices," (H. P. 1157) (L. D. 1594) which was tabled by that Senator earlier in today's session; and on further motion by the same Senator the bill was passed to be engrossed as amended.

The President laid before the Senate the first tabled matter, (S. P. 285) (L. D. 886) Senate Report "Ought not to pass" from the Committee on Highways on "Resolve, Authorizing State Highway Commission to Study Feasibility of a Bridge Across the Damariscotta River," which was tabled on April 7th by the Senator from Lincoln, Senator Chase, pending acceptance of report.

Mr. CHASE of Lincoln: Mr. President, I move that the Senate substitute the bill for the report.

Mr. PORTEOUS of Cumberland: Mr. President, this item is for the study of a bridge down there in Senator Chase's own county. I have heard quite a bit of conflicting evidence as to whether this thing is desirable or not. From one side it is undesirable and from the other side it is desirable.

I happen to know this body of water pretty well and I have been up through there. It is extremely fast water and it is quite a

wide span. I imagine that this would cost a great deal of money, and the alternative is a very pleasant drive up through the fine Lincoln County city of Damariscotta and then down the other side, Central Maine's most scenic land. So I would move that when the vote is taken on substituting the bill for the report that it be taken by a division.

Mr. MARDEN of Kennebec: Mr. President, if Chebeague is good then this is better. If in debating Chebeague we say the alternative is a very lovely boat ride out to the island through some of the most scenic country in the world, then I will buy my Brother's argument on this bill. But really we are talking about the same thing, and that is opening up the coast of Maine, which in truth and in fact is some of the most beautiful country in the world.

If you can picture two long peninsulas in a north-south direction and an area on both which come near each other, and if you can picture some day, some time a bridge across there which in effect opens up this country for summer visitors, recreation, travel, cottages, then you can picture the culmination of an idea which is close to the desires of many of us and I am sure which is close to the desires of my friend from Cumberland, Senator Porteous.

Now if I recall the wording of this bill correctly, this does not require the building of a bridge but it suggests a survey of the area in order to come up with a proposal in regard to the specific details and the cost of such bridge, and it strikes me — and I too am familiar with the area — as being a very, very good idea.

The people of Damariscotta, I understand, do not like the bill because they happen to be at the northernmost intersection of the bay which divides these two peninsulas, and their nice community serves as the shopping center for those people who live on the eastern peninsula and those people, if such a bridge is built, would undoubtedly cross the bridge into Boothbay. Their position on this is understandable if not forgivable.

Many of the owners of the large land holdings in the area, I understand, are opposed because they have the ultimate fear of all secluded and isolated land owners. All they can picture is Dairy Joys and hot dog stands throughout the area. I suggest that they may be wrong. Therefore I am pleased to support the motion of the Senator from Lincoln, Senator Chase, and I hope the bill is substituted for the report.

Mr. CHASE of Lincoln: Mr. President and members of the Senate: I appreciate the support that I am getting on this.

I might say that it is about a thousand feet across this river at this proposed point between East Boothbay and South Bristol. This would open up a whole new traffic and trade pattern for the whole area down there. There are some who are against this proposed study of this bridge and there are others that are for it, and the question is: how many on each side? If you are going to count them up. But if you look at this thing in the forward-like maner you have got to take it in relationship to the bill for the Chebeague Island bridge, as Senator Marden mentioned.

This is something I have been for. I believe that we have to develop our whole recreational business and this is one way to do it, to connect these areas.

It is about thirty miles from Boothbay around Damariscotta down to South Bristol and it is about a thousand feet across if you had this bridge.

The Highway Commission gave us a figure at the hearing that it might cost from \$7500 to \$10,000 to study the feasibility of this bridge. I have every respect in the world for our Highway Commission but in glancing back through the laws I notice, I think it was back in 1953, where the Highway Commission was authorized \$25,000 to study the cost of the South Portland Bridge, and I question whether the ratio of cost in regard to the two bridges would be consistent. I do not think it would be consistent. I do not believe it would cost any such

figure to get it. Of course I understand it would have to be a high-level bridge.

As most of you know, Boothbay has a surplus and they are overcrowded with summer visitors, and if this bridge was opened up with the traffic flow they could release these surplus summer people that they have, and summer business, and they could go over to the Pemaquid, Bristol, Round Pond area, clear up to Waldoboro.

The people in Damariscotta feel this bridge would leave them in a no-man's land, as they say, now that Route 1 has by-passed them. When we talk about this bridge I can see how some of them might feel. I guess they are thinking that everyone is going to leave Damariscotta and go to Boothbay, but I figure that business will come from Boothbay to Damariscotta. Then, as I say, there is the possibility that this traffic flow would follow the coast up by Round Pond to Waldoboro. Who knows what kind of a pattern this may set if this bridge was built? I do not believe there is anyone that knows how much it would cost. All we were asking for was the study of the feasibility of such a project. That is all this bill asks for. I think it is a very forward step as well as the Chebeague Island bridge.

We have these beautiful islands along our coast and we have these beautiful peninsulas and land here, some of which is undeveloped, especially up beyond Pemaquid. There is quite a lot of area that is undeveloped there.

The people of South Bristol where the bridge would come across from Boothbay are opposed to this, and definitely the Christmas Cove area, because most of the estates there are owned by people who have owned them for years back, and they are afraid of a traffic flow through there that would open up a lot of hot dog stands and so forth. Their reasoning is directly opposite to some other viewpoints: that there would not be enough traffic here to build this bridge. But if the folks down in South Bristol and that area are looking at this in

any kind of direct manner, they are afraid of the heavy traffic flow that would come through their area. Well, if that is the fact, of course the bridge would be doing just the thing that it would be studied for, so I hope that you will go along in voting to substitute the bill for the report.

Mr. BROOKS of Cumberland: Mr. President and members of the Senate: I just want to take this opportunity to thank my colleague, Senator Marden, for his vivid description of that very fine land down in the Damariscotta area.

I would like to bring up the point that this is a survey that is asked for, not a bridge, and that the development of any section of Maine, by bridge or otherwise, is profitable to the state.

I would also like to say that Senator Chase's remarks have helped me a great deal in my thoughts regarding this bill: I would like to go on record as supporting Senator Chase's motion that we substitute the bill for the report.

Mr. PORTEOUS of Cumberland: Mr. President and members of the Senate: In defense of my remarks, I wish to state that I was regarding each bridge on its own merits and making no comparison. This crosses a river. I would state that I have not been lobbied by anyone, although I imagine that there has been some from the other side, because I know who started this in motion and his interests are completely commercial and are not much concerned with the interests of the tourists.

I do not want to drag this out any further, but if you are going to release those poor, imprisoned people in the cottages in the Boothbay Harbor region then you had better support the Japanese move for invading China, because this is about as ridiculous: to file one more report, whether it is only \$7500 or whether it is \$5000 or \$10,000, to file one more report in the archives that nobody will ever look at after they get through.

Mr. COLE of Waldo: Mr. President, perhaps the Senate would like to know how the Highway

Committee considered this bill. First, I would like to say the community itself was confused because there didn't seem to be coordination by the group within the county, so it was necessary for the committee to re-advertise the bill and have a second hearing. At that time there was a substantial group from the Boothbay area.

Now this bill calls for a survey of a bridge. Perhaps you will remember in one of our Sunday statewide papers a diagram of this bridge was presented and in the illustration it outlined two bridges, going from Boothbay to an island and then from an island to Christmas Cove. Now the resolve asks for the survey of a bridge and no one seems to know where this bridge would be, and there was so much confusion within the group and within the county that I believe it was the opinion of the committee that until such time as the group concerned got together we certainly should not spend seven and a half thousand or possibly ten thousand dollars for making a survey that would maybe never be used.

As has already been stated, these waters are navigable waters; it would require a high-level bridge; it would also require several miles of highway connecting to it. The overall project would run—and this is strictly an estimate because no figures have ever been given, and I might say I have inquired of the engineers who I thought might give us an estimate and none was given because of the many adverse factors. I did have personal letters from 180 families within the area, all opposed. I had telegrams and petitions here this thick, all opposed. I had two letters for it, one small petition and one letter.

Now the committee, in giving consideration as they did to it and in voting "Ought not to pass" tried to give this a fair report. I ask you, Senators, if you were on the committee and you received the adverse criticism that the committee has received, I wonder if you would take any other view than the one that the committee

has taken. So I certainly hope that this motion does not prevail, due to the fact that there are so many unforeseen problems in this deal, and whether or not you want to spend this amount of money for something that may never be used, I leave the result up to you.

Mr. COUTURE of Androscoggin: Mr. President and members of the Senate: In reading this bill here, it only calls for a study. Now of course we can not come up with any cost figures, although it says, "Resolved that the commission shall report the results of the study at the next session of the legislature."

Now I cannot find any harm in this and I cannot find opposition to studying the matter.

The good Senator from Waldo, Senator Cole, has mentioned that he has so many letters. Maybe the people in that area were misinformed about building the bridge without a study whether the bridge should be built or should not be built and to report at the next session of the legislature. I think that all of our bridges and all of our highways to speed up traffic should be under the same principle. I have no opposition to this matter and I will vote to substitute the bill for the report for the reason there is no spending at this session at all but only a survey and study of this matter.

I repeat, in all of our future construction in the state it should always be studied a couple of years before it is acted upon and an appropriation passed. Let the Highway Commission give us the result and let them tell us what good it would be for the State. That is what we have the Highway Commission for. I heartily support the motion of Senator Chase.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Lincoln, Senator Chase, to substitute the bill for the report. All those in favor of the motion of Senator Chase will say aye; those opposed no.

A viva voce vote being doubted, a division was had.

Twenty having voted in the affirmative and nine in the negative, the motion prevailed.

The President laid before the Senate, the 2nd tabled item (S. P. 446) (L. D. 1312) Senate Reports from the Committee on Taxation on bill, "An Act Exempting the Grange from Property Taxes"; Majority Report, Ought to pass; Minority Report, Ought not to pass; tabled on April 12 by Senator Wyman of Washington pending consideration; and on motion by Senator Wyman of Washington, the Senate voted to insist on its former action and ask for a Committee of Conference; the President appointed as Senate members of such Committee, Senators: Wyman of Washington, Cole of Waldo and Parker of Piscataquis.

On motion by Mr. Wyman of Washington, out of order, the Senate voted to take from the table Item 6-46 House Report from the Committee on State Government, Ought to pass in new draft, under title of "An Act Relating to Appointment of Director of Indian Affairs and Planning Board for the Penobscot Tribe" (H. P. 1166) (L. D. 1607) on bill, "An Act Relating to Appointment of Director of Indian Affairs" (H. P. 1020) (L. D. 1421); tabled by that Senator earlier in today's session pending acceptance of the report; and on further motion by the same Senator, the report was accepted, the bill read once and tomorrow assigned for second reading.

The President laid before the Senate the 3rd tabled item (H. P. 1023) (L. D. 1424) House Reports from the Committee on State Government on bill, "An Act Increasing Compensation of Boards of Registration in Cities"; Majority report, Ought not to pass; Minority report, Ought to pass; tabled on April 14 by Senator Edgar pending acceptance of either report.

Mr. EDGAR of Hancock: Mr. President, this particular item is one of those which falls under the category of having extenuating circumstances whereby it should be permitted to remain on the table. I have discussed it with Senator Noyes, and leaving it on the table has his approval. By way of ex-

plantation, there is still to come before the Senate, a bill revising the entire election laws of the State of Maine and it is possible that action on this tabled bill will, in great part depend on the ultimate disposal of the revision of the election laws. So I request that this remain on the table.

The motion prevailed and the bill was retabled.

The President laid before the Senate the 4th tabled item (H. P. 740) (L. D. 1027) bill, "An Act Increasing Renewal Fee of Certificate of Registration for Barbers and Operators of Hairdressing and Beauty Culture; tabled on April 14 by Senator Lord of Cumberland pending enactment.

Mrs. LORD of Cumberland: Mr. President, this bill is in the same category. There is a bill now in the other Body proposing to change the set up in the laws controlling the Beauty Parlors and the Barbers. They have two separate Boards. If that bill is passed then they will need these extra funds and if it is not passed, the bill can be killed very easily so I request that this bill be retabled.

The motion to retable prevailed.

The President laid before the Senate the 5th tabled item (H. P. 461) (L. D. 661) House Report from the Committee on Business Legislation on bill, "An Act to Regulate Issuance of Trading Stamps"; Majority Report, Ought not to pass; Minority Report, Ought to pass; tabled on April 18 by Senator Sampson of Somerset pending acceptance of either report.

Mr. BROWN of Hancock: Mr. President, I move that the Senate accept the Minority Ought to pass report of the Committee in concurrence.

Mr. EDMUNDS of Aroostook: Mr. President, I notice this bill has been tabled by Senator Sampson and of course he is not familiar with the new order that was passed today with respect to taking unassigned items off the table and I would move that this be retabled and especially assigned for

tomorrow out of courtesy to Senator Sampson of Somerset.

The motion prevailed and the bill was retabled.

The President laid before the Senate the 6th tabled item (H. P. 256) (L. D. 930) House Report, Ought to pass in New Draft under same Title (H. P. 1131) from the Committee on Legal Affairs on bill, "An Act Relating to Unprotected Wells"; tabled on April 28 by Senator Boardman of Washington pending acceptance of the report.

Mr. BOARDMAN of Washington: Mr. President, I move that the Senate accept the Ought to pass report in non-concurrence and I would like to state the reason. There is an amendment that is to go on this bill. The House member who is to give it to me is not here today and this will give me opportunity to put it on.

Thereupon, the report was accepted the bill read once and tomorrow assigned for second reading.

The President laid before the Senate the 7th tabled item (H. P. 652) (L. D. 930) House Reports from the Committee on Business Legislation on bill, "An Act Relating to Form of Standard Fire Insurance Policy"; Majority Report, Ought to pass; Minority report, Ought not to pass; tabled on May 2 by Senator Brown of Hancock pending acceptance of the report.

Mr. BROWN of Hancock: Mr. President, I move that the Senate accept the Minority Ought not to pass report in concurrence.

Mr. COUTURE of Androscoggin: Mr. President, a point of Order.

The PRESIDENT: Will the Senator state his point of order?

Mr. COUTURE: Mr. President, on (H. P. 461) (L. D. 661) the tabling matter, it was not acted upon when the Senator asked for the floor prior to action being taken.

The PRESIDENT: Would the Senator please restate his point of order?

Mr. COUTURE: Mr. President, on Page 8, Item 5, (H. P. 461) (L.

D. 661) House Report from the Committee on Business Legislation on bill, "An Act to Regulate Issuance of Trading Stamps"; on a Majority Report Ought not to pass, Minority Report Ought to pass, prior that it was accepted to table on the request of the Senator from Aroostook, the gentleman rose and asked for the floor before it was accepted.

The PRESIDENT: The pending question before the Senate at the present time is the motion of the Senator from Hancock, Senator Brown, that the Senate accept the Ought not to pass report of the Committee.

Mr. STILPHEN of Knox: Mr. President, I believe this matter was tabled pending the motion of the Senator from Hancock, Senator Brown.

The PRESIDENT: Would the Senator from Hancock, Senator Brown, repeat his motion?

Mr. BROWN: Mr. President, I move that the Senate accept the Minority Ought not to pass report of the Committee in concurrence.

The motion prevailed.

Mr. NOYES of Franklin: Mr. President, I move that Item 8 not be taken from the table because it is a leadership matter.

The PRESIDENT: Is it the pleasure of the Senate that this measure be deleted for this day?

The motion prevailed and Item 8 was not removed from the table.

The President laid before the Senate the 9th item (H. P. 385) (L. D. 560) House Report Ought not to pass, from the Committee on Highways on bill, "An Act Appropriating Moneys for Construction of a Road for Elliottsville Plantation"; tabled on May 2 by Senator Parker of Piscataquis pending acceptance of the report.

Mr. PARKER of Piscataquis: Mr. President, having cleared this with the President and the Majority Floor Leaders, I ask that this be retabled.

The motion prevailed and the bill was retabled.

Mr. Couture of Androscoggin was given Unanimous consent to address the Senate.

Mr. COUTURE of Androscoggin: Mr. President and members of the Senate, this is a few times that I have seen a Senator arise over here and say "With the approval of the President and the Majority Leader of the Senate, I move that this lie on the table". The only thing I am asking on is for the Minority leader, three out of thirty three, that these items will be taken up with us and even though we are the small minority, small enough to meet in the telephone booth, I don't think we should be ignored any longer. If we are to run this session they should inform us correctly unless you want to walk over the Democratic party, I think we should be aware of it, this meeting of the President and the majority leader when they are agreeable to table. I think that we the Democrats should be informed of this matter as much as the Republicans and the majority should be informed.

I am going along one hundred percent with the majority maybe a little bit too much but we want to be recognized. What the Majority Floor leader and the President decide upon, if it is too much bother for us to be informed, maybe in a future day I will keep you for six or seven hours on this floor. Maybe you will save some time then and if that is the way you want to do it on the second move I'll see that I keep you for five hours talking in the Senate on this present bill that is fixed up between the President and the Majority Leader of the Senate. And I can do it. I am hoping to get out of here as quick as possible, as much as anybody else in this Senate, and I want to get out of here with a clear mind and understanding every bill and be in line with what's going on in this Senate. You may say "What has come over him out of a green sky?" Well this has been going on for quite a while. I just don't believe that the Minority Leader in the Senate here with three Democrats in anything that will come up and you go meet your Leader, go meet your President and then come out and say "This is what is going to be done". If we don't de-

serve this respect, do it again. And the Senate will find out that possibly a man will get up for six or seven hours and have you sitting on your seat. I want to be informed of these future tabled matters and the reasons, as much as you Mr. President want to be informed, as much as you Mr. Leader of the Majority want to be informed and that is all I am asking for and —

The PRESIDENT: Will the Senator from Androscoggin, Senator Couture, and the Senator from Franklin, Senator Noyes, please approach the rostrum and the Senate will be at ease for a moment.

At Ease

The President laid before the Senate the 10th tabled item (H. P. 563) (L. D. 760) bill, "An Act Relating to Mandatory Fines on Axle Weights of Commercial Vehicles"; tabled on May 3 by Senator Stilphen of Knox pending assignment for Second reading.

Mr. NOYES of Franklin: Mr. President, I move that this matter be retabled because it is a leadership matter.

The motion to retable prevailed.

The President laid before the Senate the 11th tabled item (H. P. 1119) (L. D. 1541) bill, "An Act Relating to Weight of Commercial Vehicles" tabled on May 3 by Senator Cole of Waldo pending passage to be engrossed.

Mr. NOYES of Franklin: Mr. President, I move that this item be retabled because it is a leadership matter.

The motion to retable prevailed.

The President laid before the Senate the 12th tabled item (H. P. 435) (L. D. 610) House Report, Ought to pass with Committee Amendment A from the Committee on Transportation on bill, "An Act Relating to Length of Motor Vehicle Trucks"; tabled on May 3 by Senator Edmunds of Aroostook pending acceptance of the report.

Mr. NOYES of Franklin: Mr. President, I move that this item be retabled because it is a leadership matter.

The motion to retable prevailed.

The President laid before the Senate the 13th tabled item (H. P. 560) (L. D. 757) bill, "An Act Permitting Certain Commercial Vehicles to Exceed Weight Limits" tabled on May 4 by Senator Ferguson of Oxford pending assignment for second reading.

Mr. NOYES of Franklin: Mr. President, I move that this item be retabled because it is a leadership matter.

The motion to retable prevailed.

Mr. COUTURE of Androscoggin: Mr. President, I ask unanimous consent to address the Senate.

Mr. FARRIS of Kennebec: Mr. President, might I inquire through the President, as to the subject matter and might we have a time limit set upon the address, whereas we have been threatened with a filibuster.

The PRESIDENT: The Senator from Androscoggin, Senator Couture asks unanimous consent to address the Senate. The Senator from Kennebec, Senator Farris, asks if we care to set a time limit. The Senator from Androscoggin, Senator Couture may answer if he wishes.

Mr. COUTURE: Mr. President, it will only take me on this one about three seconds. There is only one question if they want to answer it openly.

Thereupon, Mr. Couture of Androscoggin was granted unanimous consent to address the Senate.

Mr. COUTURE: Mr. President and members of the Senate, again on the point of leadership, we only want explanations on tabling all these items as we go down the line on the calendar. Could it be explained the reason of tabling these items until later on in the session that we have been acting upon and stay here day after day and meet day after day and meeting on Monday afternoon at four o'clock to listen to "I move that we retable"? I questioned this

matter last week if I remember right. Now, the only thing I want, I want an explanation of your leadership to this Senate in open session the reason for retabling these bills.

Mr. NOYES of Franklin: Mr.

President, I move we adjourn until 9:30 tomorrow morning.

Mr. PORTEOUS of Cumberland: Mr. President, I request a division.

A division of the Senate was had.

Twenty-two having voted in the affirmative and six opposed, the motion to adjourn prevailed.